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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

KIRK KEILHOLTZ and KOLLEEN KEILHOLTZ for
 themselves and on behalf of those similarly
 situated

v.

Plaintiff(s)

SUPERIOR FIREPLACE COMPANY, LENNOX HEARTH
 PRODUCTS, INC., LENNOX INTERNATIONAL, INC.,
 DOES 1 through 25, inclusive

Defendant(s)

CASE NUMBER: C-08-00836-SI

NOTICE OF DISMISSAL BY PLAINTIFF
 Rule 41(a)(1) F.R.Civ.P.

PLEASE TAKE NOTICE:

☐ The above-entitled action is

or

☒ Defendant(s) As to defendant, SUPERIOR FIREPLACE COMPANY, ONLY

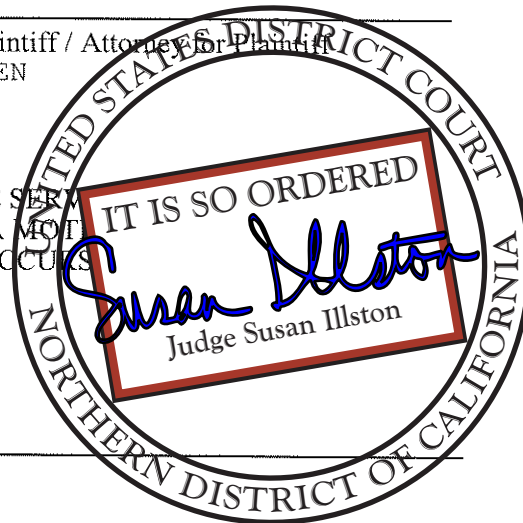
hereby dismissed by the plaintiff(s), pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

are

Dated: August 18, 2008

Plaintiff / Attorney for Plaintiff
 KIRK J. WOLDEN

THIS NOTICE MAY BE FILED AT ANY TIME BEFORE SERVICE
 BY THE ADVERSE PARTY OF AN ANSWER OR OF A MOTION
 FOR SUMMARY JUDGMENT, WHICHEVER FIRST OCCURS.



NOTICE OF DISMISSAL BY PLAINTIFF
 (Rule 41(a)(1), F.R.Civ.P.)